

## Message Text

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ORIGIN L-02

INFO OCT-01 EUR-12 ISO-00 CIAE-00 COME-00 DODE-00 DOTE-00

EB-07 FMC-01 INR-07 NSAE-00 CG-00 OFA-01 DLOS-03

SSO-00 INRE-00 /034 R

DRAFTED BY L/EB:PRTRIMBLE:LMS

APPROVED BY L/EB:PRTRIMBLE

EB/TT/TD:GHUFFCUTT(DRAFT)

L/UNA:RSTOWE(DRAFT)

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FM SECSTATE WASHDC

TO AMEMBASSY LONDON IMMEDIATE

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E.O. 11652: N/A

TAGS: OCON, ETEL, IMCO

SUBJ: INMARSAT

REF: LONDON 6194

FOR TALLERICO FROM TRIMBLE

1. LANGUAGE IMPLIES THAT SOME OTHER PROVISION IN CONVENTION IMPOSES JOINT AND SEVERAL LIABILITY. REFERENCES TO QTE ONLY UNQTE AND QTE AND ONLY UNQTE SHOULD CLEARLY BE DELETED. WITH THAT CHANGE IT BECOMES CLEAR THAT EFFECT OF PROVISION IS TO IMPOSE JOINT AND SEVERAL LIABILITY ON USG IN CERTAIN CIRCUMSTANCES, I.E., WHEN PLAINTIFF IS NON-MEMBER AND THERE IS A TREATY DEALING WITH THE POINT BETWEEN THE U.S. AND THE NON-MEMBER. IF THIS REFERS TO TREATIES ENTERED INTO AFTER INMARSAT AGREEMENT, PROVISION IS MEANINGLESS. IF IT ALSO REFERS TO TREATIES ENTERED INTO BEFORE INMARSAT AGREEMENT, QUESTION IS WHAT TREATIES? HOW COULD PROVISION IN OPERATING AGREEMENT CHANGE OBLIGATION

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OF USG UNDER 1972 LIABILITY CONVENTION?

2. IS PURPOSE TO MAKE U.S. FULLY LIABLE FOR ACTS OF ORGANIZATION WHICH RESULT IN LIABILITY UNDER 1972 CONVENTION?

3. PURPOSE AND EFFECT OF DRAFT LANGUAGE VERY UNCLEAR. WE SEE NO OBJECTION TO ASSUMPTION OF CONTINGENT LIABILITY

BY DESIGNATED ENTITIES OR GOVERNMENTS IN THEIR CAPACITIES UNDER OPERATING AGREEMENT SO LONG AS IT IS CLEAR WHAT TYPE LIABILITY INVOLVED. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, TELECOMMUNICATION, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 25 APR 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** WorrelSW  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE096473  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** PRTRIMBLE:LMS  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750146-0617  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Legacy Key:** link1975/newtext/t19750415/aaaaaol.tel  
**Line Count:** 71  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 LONDON 6194  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** WorrelSW  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 JUN 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24 JUN 2003 by ShawDG>; APPROVED <04 NOV 2003 by WorrelSW>  
**Review Markings:**

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**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** INMARSAT  
**TAGS:** OCON, ETEL, IMCO, INMARSAT  
**To:** LONDON  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006